

CITY UTILITIES COMMITTEE

MINUTES

SEPTEMBER 27, 2011

9:30 A.M.

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, September 27, 2011 at 9:37 a.m., in Committee Room #2.** The following members were present:

The Honorable Natalyn M. Archibong, Chair
The Honorable C. T. Martin
The Honorable Aaron Watson
The Honorable Howard Shook
The Honorable Yolanda Adrean
The Honorable Carla Smith
The Honorable H. Lamar Willis, Vice-Chair

Others present at the meeting were: Stephanie Grant, Michael Patrick McShane and Renee Sheperd, Law Department; Commissioner Richard Mendoza, Department of Public Works; Acting Commissioner Jo Ann J. Macrina, Deputy Commissioners Jim Beard, Rob Bush and Eric Glover, Department of Watershed Management; Mark Hunt, OEAM, Katrina Taylor and David Bennett, Office of the Mayor; members of the public, press and Council Staff.

Chairperson Archibong called the meeting to order at 9:37 a.m. after declaring a quorum present. She then proceeded with the following order of business.

- A. ADOPTION OF AGENDA - ADOPTED AS AMENDED TO ADD ONE
ORDINANCE FOR FIRST READING AND
ONE RESOLUTION**
- B. APPROVAL OF MINUTES**
- C. UPDATE
72 Marietta Street Building future plans -
David Bennett, Office of the Mayor**

CONSENT

D. ORDINANCES FOR FIRST READING

- 11-O-1371 (1) An Ordinance by City Utilities Committee authorizing the sale of the City's interest in a narrow strip of land located at the southwest corner of Centennial Olympic Drive and Parker Street, in Land Lot 79 of the 14th District of Fulton County, Georgia; authorizing the Mayor to execute a quitclaim deed to the abutting property owner upon payment of the Fair Market Value; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

- 11-O-1372 (2) An Ordinance by City Utilities Committee authorizing the Mayor, or his designee, on behalf of the City of Atlanta, to enter into an Encroachment Agreement for Non-Conforming Uses with the Metropolitan Condominium Associates, Inc., owner of real property located at 20 Marietta Street, NW., Atlanta, Georgia for the purpose of permitting an existing basement which presently extends into the public right-of-way; to waive the application fee and yearly inspection fee; and for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

REGULAR

E. ORDINANCE FOR SECOND READING

- 11-O-1311 (1) A **Substitute** Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY 2012 (Water and Wastewater Renewal and Extension Fund) (5052) Budget in the amount of \$372,055.55 to transfer funds from the Water and Wastewater Renewal and Extension Fund Reserve for Appropriations and add to appropriations for Global Positioning System Units (GPS); and for other purposes.
(Councilmember Martin made a motion to approve on substitute.)

FAVORABLE ON SUBSTITUTE

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F. RESOLUTION

- 11-R-1373 (1) A Resolution by City Utilities Committee authorizing the Mayor to issue payment for the third year of an agreement FC-4843, Annual Contract for Security Guard Services, with Thorpe Building Services, Inc. on behalf of the Department of Watershed Management, in an amount not to exceed \$1,833,776.45; all contracted services shall be charged to and paid from Fund Department Organization and Account Number listed; and for other purposes.
(Councilmember Martin made a motion to approve.)

FAVORABLE

G. PAPERS HELD IN COMMITTEE

- 10-O-0939 (1) A **Substitute** Ordinance by City Utilities Committee to amend Chapter 154, Article V. Division IV. Section 297 of the Atlanta City Code of Ordinances Entitled "City of Atlanta Grease Management Ordinance" (§154-297 et seq.) to adjust Wastewater Discharge Permit Fees; and for other purposes.
(Councilmember Martin made a motion to approve.)

FILE

- 10-O-1058 (2) An **Amended** Ordinance by City Utilities Committee to amend Chapter 154 (Utilities), Article III (Water), Division I (Generally) of the City of Atlanta, Code of Ordinances. for the Department of Watershed Management Bureau of Drinking Water to adjust Meter Hydrant Service and Installation Fees; and for other purposes. **(Amended and held 7/13/10)**
(Public Hearing held 9/21/10)

HELD

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PAPERS HELD IN COMMITTEE (CONT'D)

- 10-O-1059 (3) A **Substitute** Ordinance to amend Section 173 (Charges for Sewers laid by Developer for Use of Development), Division 2 (Assessments), Chapter 154 (Utilities), Article IV (Sewer Construction and Assessments), of the City of Atlanta Code of Ordinances to increase certain fees and impose new fees for Pipe and Structural Inspection, Erosion Control and Construction Inspection, Site Plan Review, and other services; to create a new Section 318 (Application Fees), Article VII (Riparian Buffer Requirements) Chapter 74 (Environment), to impose a new fee for plan review related to Riparian Buffer authorized Encroachment Applications; to create a new Section 521 (Fees), Article X (Post Development Stormwater Management) Chapter 74 (Environment) to impose a new fee for Plan Review related to Post Development Stormwater Management; to create a new Section 208 (Fees), Article VI (Flood Area Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Flood Plain Management; to create a new Section 406 (Fees), Article VIII (Wetland Protection Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Wetlands Protection; and for other purposes. **(Held 6/29/10 for a Public Hearing) (Substituted and held 9/14/10) (Public Hearing held 9/21/10)**

HELD

- 10-O-1688 (4) An Ordinance by Councilmembers Ivory L. Young, Jr. and Michael J. Bond, authorizing the Mayor or his designee to abandon the portion of James P. Brawley Drive, SW located between Beckwith and Martin Luther King, Jr. Drive, SW on the east and located between Mitchell Street, SW and Beckwith Street, SW on the west and being more specifically described in Exhibit "A" and more completely described in Exhibit "B" lying and being in Land Lot 109 of the 14th District, Fulton County, Georgia; to abandon the portion of

PAPERS HELD IN COMMITTEE (CONT'D)

Mitchell Street, SW between James P. Brawley Drive, SW and Paschal Boulevard, SW as marked on Exhibit "A" and more completely described in Exhibit "C"; to abandon Student Nonviolent Coordinating Committee ("SNCC") Way, SW between 399.76' south of Mitchell Street, SW and Beckwith Street, SW on the west side and between Mitchell Street, SW and Beckwith Street, SW on the west side as marked on Exhibit "A" and more completely described in Exhibit "D"; and for other purposes. **(To be advertised for a Public Hearing) (Held 9/14/10 for further discussions and a Public Hearing)**

HELD

- 11-O-0080 (5) An Ordinance by Councilmember Kwanza Hall authorizing the Mayor or his designee to impose a Moratorium on street name changes for six (6) months; and for other purposes. **(Held 1/14/11 at the request of the author)**

HELD

- 11-R-0088 (6) A Resolution by Councilmembers Michael J. Bond, H. Lamar Willis, Aaron Watson, Ivory L. Young, Jr. and Cleta Winslow authorizing the Mayor or his designee to enter into an agreement between the City of Atlanta and the Urban Villa Neighborhood Association allowing the installation of a neighborhood sign within a certain right-of-way; and for other purposes. **(Held 1/14/11 for further review)**

HELD

- 11-O-0108 (7) An Ordinance by Councilmember Michael J. Bond to designate the intersection of Atlanta Student Boulevard, SW and Walnut Street, SW, Flipper Temple AME Square; and for other purposes. **(To be advertised for a Public Hearing) (Held 2/1/11 for further discussion)**

HELD

REQUESTED ITEMS (CONT'D)

- 11-R-1132 (8) A Resolution by Councilmembers Natalyn M. Archibong, Howard Shook and Yolanda Adrean authorizing payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$_____ as stipulated penalties for the violation of CSO Fecal Coliform Operational Standards _____ pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes. **(Held 7/26/11)**

HELD

H. REQUESTED ITEMS

1. Councilmember Adrean requested metrics be developed to show compliance with safety procedures. (i.e. # of incidents, % of time in compliance) - Watershed
2. Councilmember Archibong requested the Department of Watershed to include in their Quarterly Update the number of raised valves on the manhole covers.
3. Councilmember Archibong requested Jerry DeLoach, Director of Risk Management come back to the November 1, 2011 meeting to give an updated on the City's Risk Management Program.
4. Councilmember Archibong made a request to start a Sidewalk Subcommittee and report back to the committee next meeting. (Councilmember Shook will chair the committee, Sally Flock and Ron Shakur volunteered.)
5. Councilmember Archibong requested that the staff schedule visit to all of the Department of Watershed facilities.
6. Councilmember Adrean made a request to the Department of Watershed Management to include a copy of a sign-off report from the CFO on all bonds matters in required legislation.

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I. ITEMS NOT ON THE AGENDA

RESOLUTION

11-R-1423 (1) A Resolution by City Utilities Committee authorizing the
*** Mayor or his designee, to enter into Amendment Agreement
 Number 6 with SD&C, Inc., for FC-4943D, Annual Contract
 to construct sidewalks, driveways, curbs and gutters, on
 behalf of the Department of Public Works, in an amount not
 to exceed \$200,000.00 with all contracted work to be
 charged to and paid from Various Fund, Department
 Organization and Account Numbers listed; and for other
 purposes.
 (Councilmember Shook made a motion to approve.)

FAVORABLE

ORDINANCE FOR FIRST READING

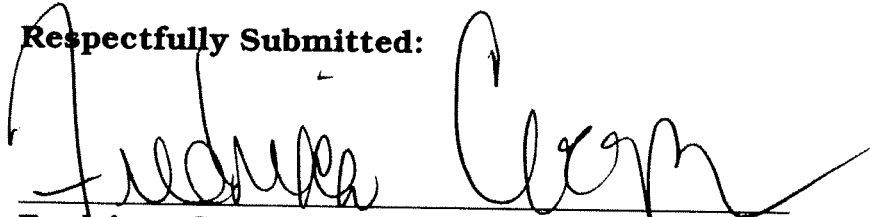


11-O-1421 (1) An Ordinance by City Utilities Committee to correct the
*** Account Number in the Fund Department Organization and
 Account ("FDOA") Number in Ordinance 11-O-1097 adopted
 by the Atlanta City Council on September 6, 2011 and
 approved by Operation of Law on September 15, 2011; and
 for other purposes.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

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There being no further business to come before the Committee, the meeting was adjourned at 11:10 a.m.

Respectfully Submitted:


Fredrica Cooper, Legislative Assistant
Alfred Berry, Jr., Research and Policy Analyst
**The Honorable Natalyn M. Archibong, Chair
City Utilities Committee**